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Attorney Docket No. 03696/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant : Kiyoshi YURI
Serial No. : 10/723,573
Filed : November 24, 2003
For : MICROSCOPIC IMAGE
CAPTURE APPARATUS
Art. Unit : 2621
Examiner : REKSTAD, ERICK J.
Customer No.: 01933
Confirm. No.: 9922

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TOTAL PAGES: 2

I hereby certify that this paper is being
facsimile
transmitted to the Commissioner for Patents,
on the date noted below.


Diane J. Hogstrom

Dated: October 5, 2007

In the event that this Paper is late filed, and
the necessary petition for extension of time is
not filed concurrently herewith, please
consider this as a Petition for the requisite
extension of time, and to the extent not
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to charge the extension fee, or any other fee
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Account No. 06-1378.

RESPONSE - 37 C.F.R. 1.111

MAIL STOP AMENDMENTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

This is responsive to the Office Action mailed September 21,
2007, the term for response to which expires on October 21, 2007.

ELECTION

Applicant hereby elects Species 1, Figs. 1-6, for further
prosecution on the merits, without traverse.

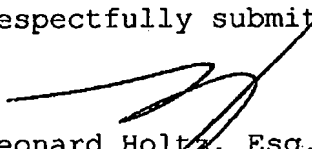
CLAIMS READABLE:

The claims readable on elected Species 1, Figs. 1-6, are
claims 1-3, 5 and 9.

It is respectfully submitted that this submission is fully responsive to the outstanding Office Action.

If the Examiner has any comments, questions, objections or recommendations, the Examiner is invited to telephone the undersigned at the telephone number given below for prompt action.

Respectfully submitted,



Leonard Holtz, Esq.
Reg. No. 22,974

Dated: October 5, 2007

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